

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

UNITED STATES OF AMERICA, <i>ex rel.</i>	)	
THOMAS FISCHER,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	Cause No. 1:14-cv-01215-RLY-MKK
	)	
	)	
COMMUNITY HEALTH NETWORK, INC.	)	
	)	
Defendant.	)	

**JOINT STIPULATION OF DISMISSAL OF THE  
UNITED STATES' COMPLAINT IN INTERVENTION**

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii) and the *qui tam* provisions of the False Claims Act, 31 U.S.C. § 3730(b)(1), and in accordance with the terms and conditions of the December 18, 2023 Settlement Agreement (“the Agreement”), the United States of America (“United States”), Relator Thomas P. Fischer (the “Relator”), and Defendant Community Health Network, Inc. (“Community” or the “Defendant”) (collectively, with the United States and Relator, the “Parties”), by and through undersigned counsel, hereby stipulate and agree to the dismissal of the United States’ Complaint in Intervention (Dkt. No. 96), subject to the following terms and conditions:

The Parties stipulate to the following:

- a. The United States’ Complaint in Intervention (Dkt. No. 96) is dismissed with prejudice, subject to the terms of the Agreement.
- b. This Joint Stipulation of Dismissal does not have any impact on Relator’s claims against Community under 31 U.S.C. § 3730(d) for expenses, attorneys’ fees, and costs, or Community’s objections or challenges thereto; and it does not dismiss the claims alleged

in the Relator's Second Amended Complaint (Dkt. No. 134).

c. This Court retains jurisdiction over Relator's claims against Community under 31 U.S.C. § 3730(d) for expenses, attorneys' fees, and costs arising out of the investigation, filing and litigation of Relator's *qui tam* complaints and the United States' Complaint in Intervention, and any disputes that may arise regarding compliance with the terms of the Agreement or to the extent necessary to enforce the terms and conditions of the Agreement.

The Parties respectfully request that the Court enter an order of partial dismissal in the form attached.

Dated: January 22, 2024

Respectfully submitted,

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